

Attorney Docket No. 05174/LH

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicants : Eiji TODA et al

Serial No. : 10/529,821

Filed : August 23, 2005

For : METHOD AND APPARATUS FOR
CONTROLLING HYDRAULIC PUMP
FOR WORKING MACHINE OF
WORKING VEHICLE

Art Unit : 3671

Examiner : MCGOWAN, JAMIE LOUISE

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**S U P P L E M E N T A L
INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

S I R :

This is further to the Information Disclosure Statement
filed May 28, 2008. Below is a discussion of the relevance of
JP 62-291335A (cited in the IDS of May 28, 2008) to the claims of
the present application, which explanation was provided by
Applicants' Japanese attorneys.

**Relevance of JP 62-291335A to Claims
of the Present Application**

The present claimed invention relates to a method for controlling a hydraulic pump during an excavation operation.

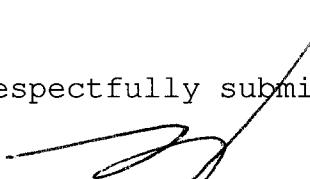
On the other hand, JP 62-291335A relates to an art in which a horizontal excavation resistance applied to a bucket is detected and automatic excavation control is started when the horizontal excavation resistance exceeds a set value. Further, JP 62-291335A relates to an art in which vehicle speed is detected and the set value is automatically corrected according to the vehicle speed, thereby preventing tires from slipping. The excavation resistance is calculated based on the posture of a working machine and cylinder pressure of the working machine.

However, in JP 62-291335A, a threshold value (predetermined value, as claimed in claim 1 of the present application) of the cylinder pressure is not set, and thus the system disclosed therein is different from that of the present claimed invention. Moreover, in JP 62-291335A, the duration of the state where the detected resistance value is equal to or lower than the set value is not measured, and this also is different from the present claimed invention.

Therefore, it is respectfully submitted that JP 62-291335A has no influence on patentability of the claims of the present application.

It is respectfully requested that the Examiner consider JP
62-291335A, cited in the IDS of May 28, 2008, and make same of
record.

Respectfully submitted,


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